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RESOLUTION NO. 03-185

RESOLUTION
(Out of Corporate Limits)

RESOLUTION OF FINDINGS OF ADVISABILITY AND RESOLUTION AUTHORIZING CONSTRUCTION OF **WATER DISTRIBUTION SYSTEM NUMBER 448-89818 (SOUTH OF CENTRAL, WEST OF 151ST STREET WEST)** IN THE CITY OF WICHITA, KANSAS, PURSUANT TO FINDINGS OF ADVISABILITY MADE BY THE GOVERNING BODY OF THE CITY OF WICHITA, KANSAS.

BE IT RESOLVED BY THE GOVERNING BODY OF THE CITY OF WICHITA, KANSAS, THAT THE FOLLOWING FINDINGS AS TO THE ADVISABILITY OF CONSTRUCTING **WATER DISTRIBUTION SYSTEM NUMBER 448-89818 (SOUTH OF CENTRAL, WEST OF 151ST STREET WEST)** IN THE CITY OF WICHITA, KANSAS, ARE HEREBY MADE TO-WIT:

SECTION 1. That it is necessary and in the public interest to construct **Water Distribution System Number 448-89818 (south of Central, west of 151st Street West)** in the City of Wichita, Kansas.

SECTION 2. That the cost of said improvements provided for hereof is estimated to be **Seventy Thousand Dollars, (\$70,000.00)** exclusive of the cost of interest on borrowed money, with **100** percent payable by the improvement district. Said estimated cost as above set forth is hereby increased at the pro-rata rate of 1 percent per month from and after **February 1, 2003**.

SECTION 3. That all costs of said improvements attributable to the improvement district, when ascertained, shall be assessed against the land lying within the improvement district described as follows:

PRAIRIE CROSSING ADDITION, SEDGWICK COUNTY, KANSAS

Lots 1-30, Block 1

Lots 1-10, Block 2

Lots 1-10, Block 3

Lots 1-5, Block 4

Lots 1-28, Block 5

Lots 1-4, Block 6

Lots 1-7, Block 7

Lots 1-5, Block 8

SECTION 4. That the method of apportioning all costs of said improvements attributable to the owners of land liable for assessment shall be on a **fractional** basis:

That Lots 1-8, Block 1, Prairie Crossing Addition shall each pay 7/728 of the total cost payable by the improvement district. That Lots 9-15, Block 1 Prairie Crossing Addition shall each pay 8/728 of the total cost payable by the improvement district. That Lots 16-18, Block 1 and Lots 1-5, Block 2, Lots 19-21, Block 1, Lots 6-10, Block 2, Lots 22-24, Block 1, Lots 1-5, Block 3, Lots 25-27, Block 1, Lots 6-10, Block 3, Lots 28-30, Block 1, Lots 1-5, Block 4, Lots 1-8, Block 5, Lots 9-16, Block 5, Lots 3-4, Block 6, Lots 1-2, Block 7, Lots 19-22, Block 5, Lots 3-7, Block

7, Lots 23-25, Block 5, Lots 1-5, Block 8, and Lots 26-28, Block 5, Prairie Crossing Addition shall each pay 7/728 of the total cost payable by the improvement district. That Lots 1-2, Block 6, and Lots 17-18, Block 5, Prairie Crossing Addition shall each pay 14/728 of the total cost payable by the improvement district.

Where the ownership of a single lot is or may be divided into two or more parcels, the assessment to the lot so divided shall be assessed to each ownership or parcel on a square foot basis.

SECTION 5. That payment of said assessments may indefinitely be deferred as against those property owners eligible for such deferral available through the Special Assessment Deferral Program.

SECTION 6. That the City Engineer shall prepare plans and specifications for said improvement and a preliminary estimate of cost therefore, which plans, specifications, and a preliminary estimate of cost shall be presented to this Body for its approval.

SECTION 7. Whereas, the Governing Body of the City, upon examination thereof, considered, found and determined the Petition to be sufficient, having been signed by the owners of record, whether resident or not, of more than Fifty Percent (50%) of the property liable for assessment for the costs of the improvement requested thereby; the advisability of the improvements set forth above is hereby established as authorized by K.S.A. 12-6a01 et seq., as amended and supplemented, and K.S.A. 12-693.

SECTION 8. Be it further resolved that the above described improvement is hereby authorized and declared to be necessary in accordance with the findings of the Governing Body as set out in this resolution.

SECTION 9. That the City Clerk shall make proper publication of this resolution, which shall be published once in the official City paper and which shall be effective from and after said publication.

ADOPTED at Wichita, Kansas, April 15, 2003.

CARLOS MAYANS, MAYOR

ATTEST:

PAT GRAVES, CITY CLERK

(SEAL)